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THOMAS F. MCFARLAND

April 17, 2007

By e-filing

Vernon A. Williams, Secretary
Surface Transportation Board
395 E Street, S.W., Suite 1149
Washington, DC 20024

Re: Finance Docket No. 35008, *Utah Transit Authority -- Acquisition Exemption --
Union Pacific Railroad Company in Salt Lake County, UT*

Dear Mr. Williams:

A Verified Notice of Exemption was filed in the above proceeding on March 27, 2007.

It does not appear that such Notice was published in the Federal Register within 16 days of its filing, as required by 49 C.F.R. § 1150.32(b), as amended. (Such a publication would have occurred on April 16, 2007).

Notwithstanding that failure of notice, it is possible that the Notice of Exemption may be allowed to become effective within 30 days of its filing, as provided in 49 C.F.R. § 1150.32(b), as amended. (That effective date would be April 26, 2007).

In behalf of the Utah Shipper Coalition identified in note 1 below, a stay of the effectiveness of the Notice of Exemption is sought on the following grounds:

1. Not even Utah Transit Authority (UTA), which filed the Notice of Exemption, intends that the exemption become effective. At pages 2-3 of the Notice of Exemption, UTA stated that it will file a Motion to Dismiss the Notice of Exemption on jurisdictional grounds. No such Motion to Dismiss has yet been filed. The Board should not permit the Notice of Exemption to become effective where, as here, the Applicant itself does not intend that the exemption should become effective.

^{1/} Members of the Utah Shipper Coalition are: American Welding & Tank; Frito-Lay, Inc.; Mastercraft Cabinets; SME; BMC Lumber; Interstate Brick; and US Navy-Alliant Techsystems.

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Vernon A. Williams

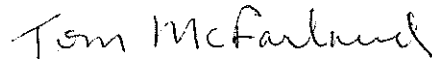
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2. This proceeding is related to Finance Docket No. 35002, *Savage, Bingham & Garfield Railroad Company -- Acq. & Oper. Exempt. -- Union Pacific Railroad Company*, in which a proposed exemption for acquisition and operation of the same rail line involved in Finance Docket No. 35008 was stayed pending further order of the Board, by order of Board Chairman Nottingham, served March 27, 2007. The exemption in this related proceeding should be stayed on a corresponding basis.
3. A stay is warranted due to the absence of timely notice of the Notice of Exemption in the Federal Register.

WHEREFORE, the Verified Notice of Exemption should be stayed pending further order of the Board.

Very truly yours,



Thomas F. McFarland

Attorney for Utah Shipper Coalition

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